

UNITED STATES DISTRICT COURT
for the
District of South Carolina

United States of America

v.

Craig Anthony Bromwell

Date of Original Judgment: 12/13/2007

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Case No: 4:06-cr-01315-TLW-1

USM No: 15058-171

William F. Nettles IV

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

(Complete Parts I and II of Page 2 when motion is granted)

This case does not qualify because the Chapter Four enhancements override Chapter Two. Defendant is a career offender. He incorrectly asserts that his statutory maximum, and therefore his career offender offense level, has changed. To the contrary, at the time of his sentencing, the statutory maximum was 30 years pursuant to 21 U.S.C. § 841(b)(1)(C) and his § 851 enhancement. That is the same statutory maximum that would be in place if he were sentenced today.

Except as otherwise provided, all provisions of the judgment dated 12/13/2007 shall remain in effect.

IT IS SO ORDERED.

Order Date: 10/16/2015

s/ Terry L. Wooten

Judge's signature

Effective Date: _____
(if different from order date)

Terry L. Wooten, Chief United States District Judge

Printed name and title